



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Franz Astleitner  
Appl. No.: 09/924,975  
Conf. No.: 3146  
Filed: August 8, 2001  
Title: METHOD FOR TRANSMITTING CONTROL INFORMATION BETWEEN A  
LINE-SWITCHING AND A PACKET-SWITCHING COMMUNICATIONS  
NETWORK  
Art Unit: 2665  
Examiner: Alpus Hsu  
Docket No.: 112740-268

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE PURSUANT TO 37 C.F.R. §1.116**

Sir:

In response to the Advisory Action dated January 5, 2006, Applicant responds as follows:

Claims 1-2, 5-10 and 12-14 were rejected under 35 U.S.C. §102(e) as being anticipated by Brumm et al. (US Pub 2002/0054590). Claim 11 was rejected under 35 U.S.C. §103(a) as being unpatentable over Brumm et al. (US Pub 2002/0054590). Claims 3 and 4 were rejected under 35 U.S.C. §103(a) as being unpatentable over Brumm et al. (US Pub 2002/0054590) in view of Dunn et al. (US Patent 6,324,280). Applicants traverse the rejections. Favorable reconsideration is respectfully requested.

Applicants previously demonstrated that the US filing date of Brumm is April 6, 2001, and that the present application claims priority to German Application DE 10038688.1, filed on August 8, 2000. Accordingly, Brumm may not be cited as prior art under 35 U.S.C. §102(e). Applicants provided a certified copy of DE 10038688.1 that was submitted on August 8, 2001, of which the USPTO has acknowledged receipt.

In the Advisory Action dated January 5, 2006, the Examiner indicated that a translation of the certified document was required in order to perfect priority over the Brumm reference. Accordingly, Applicants hereby submit a translation of the certified document (12 pages) along

with a translated copy of the drawings (2 pages), as well as a statement prepared by translator Yvonne Feldman indicating that the translation of the certified copy is accurate. Accordingly, Applicants submit that the present submission satisfies 37 C.F.R. §1.55 and MPEP 201.15, as well as all of the requirements of 35 U.S.C. §112, first paragraph.

As such, Applicants request the rejection under 35 U.S.C. §102 and §103 be withdrawn. In light of the above, Applicant respectfully submit that claims 1-14 are allowable. Applicants respectfully submit that the patent application is in condition for allowance and request a Notice of Allowance be issued. The Commissioner is authorized to charge and credit Deposit Account No. 02-1818 for any additional fees associated with the submission of this Response. Please reference docket number 112740-268.

Respectfully submitted,

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Dated: March 15, 2006